| / | O P E VI  | ATENT CASE NO. 19109D |  |
|---|---|-----------------------|--|
| 1 | APR 3 0 2003 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE             |                       |  |
|   | in Grapping on of: G.J. GORMLEY et al.                                    | . (5)                 |  |
|   |   |                       |  |
|   | Serial No.: 10/010,678  |                       |  |
|   | Filed: December 7, 2001   |                       |  |
|   | Group Art Unit: 1614  |                       |  |
|   | Examiner: V.Y. Kim  |                       |  |
|   | For: TRANSDERMAL TREATMENT WITH 5-ALPHA-REDUCTASE INHIBITORS (as amended) |                       |  |
|   |   | .;•                   |  |

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS **AND INTERFERENCES**

| Washington, D.C. 20231   |   |
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| Applicant(s) hereby appeal(s) to the Board of Appeals from Examiner rejecting claims 28-37  The item checked below is appropriate:  Fee not required (Fee paid in prior appeal).  Charge the \$320 fee to Deposit Account No. 13-2759 (Duplicate copy of this Notice is enclosed herewith) | ,   |
| 05/01/2003 RHARIS1 00000078 132755 10010678<br>01 FC:1401 320.00 CH  | Respectfully submitted,   |
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner, for Patents, Washington, D.C. 20231, on the date appearing below.  MERCK & CO., INC.  Date 4/25/03             | By: CATHERINE D. FITCH  Attorney for Applicant(s)  Reg. No. 36,502  MERCK & CO., INC.  Patent Department, RY60-30  P.O. Box 2000  Rahway, N.J. 07065-0907  (732)594- 4283 |

IN DUPLICATE